

**BARNES & THORNBURG LLP**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*Customer No.* 23643  
*Group:* 1647  
*Confirmation No.:* 2773  
*Application No.:* 10/509,529  
*Invention:* **Method Of Inducing Growth Of  
 Nerve Stem Cell**  
*Inventor:* Toda, et al.  
*Filed:* June 14, 2005  
*Attorney*  
*Docket:* 38102-76017  
*Examiner:* Gamett, Daniel C.

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OFFICE OF PETITIONS

**PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. § 1.313(c)(3)**

**Mail Stop 313(c)**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

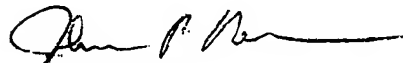
Sir:

On July 31, 2009, the issue fee in the above-captioned application was submitted electronically. On September 4, 2009, our client requested that we withdraw this case from issuance and abandon the application. Accompanying the present petition is an Express Abandonment Under 37 C.F.R. § 1.138 of the captioned application. According, applicants hereby respectfully request that the captioned application be withdrawn from issue and that the application be abandoned.

09/10/2009 11:11EP1 00000005 100435 10509529  
 01 FC:1464 130.00 DA

Please charge the petition fee set forth in 37 C.F.R. § 1.17(h) as well as any other fee necessary to effect this filing to Deposit Account No. 10-0435 with reference to our matter 38102-76017.

Respectfully submitted,  
BARNES & THORNBURG



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John P. Breen  
Registration No. 38,833

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FAX COVER SHEET

<b>TO:</b>	<b>NAME</b> Office of Petitions	<b>COMPANY NAME</b> U.S. Patent and Trademark Office	<b>TELECOPY NO.</b> 571-273-0025
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**FROM:** Richard Lazarus

**DIRECT DIAL:** 202-371-6348

**DATE:** September 8, 2009

**E-MAIL:**

**TIME SENDING:**

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**NUMBER OF PAGES (INCLUDING THIS COVER SHEET):** 4

If you have difficulty receiving this Fax, please call Barnes & Thornburg at 202-371-6348 and ask for Richard Lazarus.

Petitions Examiner,

The attached 3 pages petitions for withdrawal of U.S. application No. 10/509,529 from issue. Please grant the petition and forward a copy of the decision to me as soon as possible.

Thanks,  
Richard

137070v1 DCDS01

Response once received: None.

CLIENT# 38102

MATTER# 76017

☐ Original to follow by mail

☒ Original will not follow by mail